IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6505 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE R.R.TRIPATHI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

RASIKLAL JETHABHAI DESAI

Versus

BAVLA NAGAR PANCHAYAT

Appearance:

MR DILIP B RANA for Petitioner

MR KM SHETH for Respondent No. 1

GOVERNMENT PLEADER for Respondent No. 2

CORAM : MR.JUSTICE R.R.TRIPATHI

Date of decision: 13/04/2000

ORAL JUDGEMENT

#. Mr.Dilip. B.Rana, for the petitioner. Mr.K.M.Seth, for the respondent no.1. Mr.Digant Joshi, Ld.A.G.P. for the respondent no.2. The consent terms are placed on record. Mr.Rana, submits that the petition may be

disposed of in terms of those consent terms. It is mentioned in the said consent terms that a sum of Rs.2,00,000/- out of the Rs.2,05,000/- is deposited in the registry. Mr. Rana submits that the petitioner shall be permitted to withdraw the same. Permission is granted. It will be open to the petitioner to withdraw the same. Mr. Sheth for Respondent No. 1 submits that, the remaining Rs.5,000/will be paid latest by 19.4.2000. Petition stands disposed of in the aforesaid consent terms. It is stated by the concerned advocates that the parties who have signed consent terms are present before this court. Mr.Rana also submits that as is agreed that the criminal complaint filed by the Nagar Palika against the petitioner will be withdrawn the Nagar Palika shall be directed to withdraw the same at the earliest. Looking to the consent terms when it is agreed by Nagar Palika - Respondent No. 1, the Nagar Palika shall withdraw the criminal complaint latest by 28.4.2000. The petition stands disposed of. Rule is made absolute in the aforesaid terms. There shall be no order as to costs.

(RAVI. R. TRIPATHI,J.)

kks